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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE  
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR

Chapter 11

**NOTICE OF HEARING RE USACM  
LIQUIDATING TRUST'S OMNIBUS  
OBJECTION FOR LACK OF  
DOCUMENTATION TO PROOFS  
OF CLAIM RELATED TO THE  
AMESBURY HATTERS POINT  
LOAN; WITH CERTIFICATE OF  
SERVICE**

Date of Hearing: November 15, 2011  
Time of Hearing: 9:30 a.m.  
Estimated Time for hearing: 5 minutes

**THE USACM LIQUIDATING TRUST IS OBJECTING TO A CLAIM THAT  
YOU FILED. THE USACM TRUST SEEKS TO DISALLOW THAT CLAIM  
BECAUSE OF LACK OF SUPPORTING DOCUMENTATION TO YOUR PROOF  
OF CLAIM RELATED TO THE AMESBURY HATTERS POINT LOAN.**

**PLEASE DO NOT CONTACT THE CLERK OF THE BANKRUPTCY  
COURT TO DISCUSS THE MERITS OF YOUR CLAIM. QUESTIONS  
REGARDING THE AMOUNT OF A CLAIM OR THE FILING OF A CLAIM  
SHOULD BE DIRECTED TO UNDERSIGNED COUNSEL, JOHN HINDERAKER  
(520-629-4430).**

1           **NOTICE IS HEREBY GIVEN** that the USACM Liquidating Trust, by and  
2 through its counsel, has filed its Omnibus Objection For Lack of Documentation to Proofs  
3 of Claim Related to the Amesbury Hatters Point Loan, (with Certificate of Service) (the  
4 “Objection”). Your Proof of Claim number and other information regarding your claim is  
5 provided in **Exhibit A**, attached to the Objection. The USACM Liquidating Trust has  
6 requested that this Court enter an order, pursuant to section 502 of title 11 of the United  
7 States Code (the “Bankruptcy Code”) and Rule 3007 of the Federal Rules of Bankruptcy  
8 Procedure (the “Bankruptcy Rules”), disallowing your Proof of Claim for lack of  
9 documentation.

10           **NOTICE IS FURTHER GIVEN** that the hearing on the Objection will be held  
11 before the Honorable Linda B. Riegle, U.S. Bankruptcy Court Judge in the Foley Federal  
12 Building, 300 Las Vegas Blvd. South, 3<sup>rd</sup> Floor, Courtroom No. 1, Las Vegas, Nevada on  
13 **November 15, 2011, at the hour of 9:30 a.m.**

14           **NOTICE IS FURTHER GIVEN THAT THE HEARING SET ON**  
15 **NOVEMBER 15, 2011, WILL BE HELD FOR THE PURPOSE OF STATUS**  
16 **CHECKS AND SCHEDULING EVIDENTIARY HEARINGS ONLY. NO**  
17 **ARGUMENTS WILL BE HEARD ON THAT DATE.**

18           **NOTICE IS FURTHER GIVEN** that pursuant to Local Rule 9014(d), any  
19 response to the objection must be filed and service must be completed no later than  
20 **fourteen (14) days** preceding the hearing date. The opposition must set forth all relevant  
21 facts and any relevant legal authority.

If you object to the relief requested, you *must* file a **WRITTEN** response to this pleading with the Court. You *must* also serve your written response on the person who sent you this notice.

If you do not file a written response with the Court, or if you do not serve your written response on the person who sent you this notice, then:

- The Court may *refuse to allow you to speak* at the scheduled hearing; and
- The Court may *rule against you* and sustain the objection without formally calling the matter at the hearing.

Dated: October 7, 2011

LEWIS AND ROCA LLP

By s/ John Hinderaker (AZ 18024)

Robert M. Charles, Jr., NV 6593

John Hinderaker, AZ 18024 (*pro hac vice*)

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*Attorneys for the USACM Liquidating Trust*

Copy of the foregoing and pertinent portion of Exhibits deposited in first class postage prepaid U.S. Mail on October 7, 2011 to all parties listed on Exhibit A attached.

LEWIS AND ROCA LLP

s/ Matt Burns

Matt Burns, Paralegal